

IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE EASTERN DISTRICT OF TENNESSEE  
AT KNOXVILLE

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IN RE: )  
 )  
JOHN C. EASTMAN and ) CASE NO. 17-31021-SHB  
VELA E. EASTMAN )  
 )  
Debtors. ) Chapter 7  
 )

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**TRUSTEE'S APPLICATION TO EMPLOY SPECIAL COUNSEL,  
JULIE RHOADES AND MATTHEWS & ASSOCIATES,  
NUNC PRO TUNC PURSUANT TO E.D. TENN. LBR 2014-1**

**Notice is hereby given:**

Pursuant to E.D. Tenn. LBR 9013-1(h), the court may consider this matter without further notice or hearing unless a party in interest files an objection. If you object to the relief requested in this paper, you must file with the clerk of the court at United States Bankruptcy Court, 800 Market Street, Suite 330, Knoxville, Tennessee 37902, an objection within 21 days from the date this paper was filed and serve a copy on the movant, John P. Newton, Jr., South Tower, Suite S-570, 1111 Northshore Drive, Knoxville, Tennessee 37919. If you file and serve an objection within the time permitted, the court will schedule a hearing and you will be notified. If you do not file an objection within the time permitted, the court will consider that you do not oppose the granting of the relief requested in this paper and may grant the relief requested without further notice or hearing.

**Your rights may be affected.** You should read these papers carefully and discuss them with your attorney, if you have one in this bankruptcy case. If you do not have an attorney, you may wish to consult one.

The Application of John P. Newton, Jr. respectfully alleges:

1. That John P. Newton, Jr. is the Trustee in this case.
2. The Trustee requires legal counsel to assist in the resolution of the Debtor's (John Eastman's) ongoing product liability claim against Rex Medical LLP, et al.
3. Presently, four separate firms are handling the claim on the Debtor's behalf: 1.)

Julie Rhoades and Matthews & Associates, 2.) Kevin Edwards and Freese & Goss PLLC, 3.)

Rosemary Pinto and Feldman & Pinto, and 4.) Matthew Daniel and Ferrer Poirot, Wansbrough,

Feller, Daniel, Abney & Linville (hereafter "Ferrer Poirot").

4. That Julie Rhoades and Matthews & Associates be authorized to act as Counsel for the Trustee because of their knowledge in this field and experience in the current proceeding. Applicant feels that said attorney/firm is well qualified to render the foregoing services.

5. The Court has the power to authorize said employment pursuant to 11 U.S.C. Section 327(e).

6. The parties referenced in paragraph #3 are sharing compensation in the following manner:

The four firms will charge a 40% contingency fee plus out-of-pocket expenses. From that percentage, 22.5% will go to Matthews & Associates, 22.5% to Freese & Goss PLLC, 10% to Feldman & Pinto and 45% to Ferrer & Poirot.

WHEREFORE, the Trustee prays that Julie Rhoades and Matthews & Associates be authorized to act as Counsel for the estate, *nunc pro tunc* to the bankruptcy petition date pursuant to E.D. Tenn. LBR 2014-1, with compensation for such legal services to be paid as an administrative expense in such amounts as this Court may hereafter determine and allow.

Dated this 25<sup>th</sup> day of January, 2018.

/s/ John P. Newton, Jr.

John P. Newton, Jr., Trustee  
Law Office of Mayer & Newton  
1111 Northshore Drive, Suite S-570  
Knoxville, TN 37919

**CERTIFICATE OF SERVICE**

I, John P. Newton, Jr., hereby certify that a true and correct copy of the foregoing Trustee's Application to Employ Special Counsel and Proposed Order has been served on all creditors/parties in interest as follows either by Electronic Case Filing (ECF), Email and/or United States Mail (postage prepaid) this the 25<sup>th</sup> day of January, 2018.

Tiffany DiIorio (EMAIL)  
Attorney for U.S. Trustee

Cynthia Lawson, Esq. (ECF)  
Attorney for Debtors

/s/ John P. Newton, Jr.  
John P. Newton, Jr., Trustee

INTERNAL REVENUE SERVICE  
CENTRALIZED INSOLVENCY  
PO BOX 7346  
PHILADELPHIA, PA 19101-7346

AFNI  
Agent for unknown  
P O Box 3517  
Bloomington, IL 61702-3517

Account Resolution Tea  
221 E Main St Ste 201  
Morristown, TN 37814-4730

Advance Financial  
5527 Clinton Hwy  
Knoxville, TN 37912-3475

Beatrice Suttles  
P.O. Box 106  
Speedwell, TN 37870-0106

Capstone Finance  
2035 N. Broadway Street  
Knoxville, TN 37917-5808

Cash Express LLC  
502 Clinch Ave  
Clinton, TN 37716-4228

Cash Time  
916 N. Charles Seivers Blvd  
Clinton, TN 37716-3816

Cbc Llc  
10368 Wallace Alley St S  
Kingsport, TN 37663-3977

Check into Cash  
5632 Clinton Hwy  
Knoxville, TN 37912-3455

Chex Systems  
Consumer Relations  
7805 Hudson Rd Ste 100  
Woodbury, MN 55125-1595

Covington Credit  
1115 N Charles G Seivers Blvd  
Clinton, TN 37716-3953

Credit Collection Services  
Agent for Comcast  
725 Canton Street  
Norwood, MA 02062-2679

Credit Control Service  
Po Box 607  
Norwood, MA 02062-0607

Creditplus  
2810 Schaad Road  
Knoxville, TN 37921-7414

Dba Paragon Revenue Gr  
Po Box 126  
Concord, NC 28026-0126

Equifax Information Services  
P O Box 740241  
Atlanta, GA 30374-0241

Experian  
P O Box 2002  
Allen, TX 75013-2002

Fed Loan Serv  
Po Box 60610  
Harrisburg, PA 17106-0610

Financial Accounts Services  
Agent for Vascular Dianostic  
P.O. Box 11567  
Knoxville, TN 37939-1567

First Sun Financial  
3551 N. Broadway  
Knoxville, TN 37917-3117

HCFS Healthcare Financial  
Alcoa Billing Center  
3429 Regal Drive  
Alcoa, TN 37701-3265

JEFFERSON CAPITAL SYSTEMS LLC  
PO BOX 7999  
SAINT CLOUD, MN 56302-7999

LCA Collections  
Agent for Labcorp/family  
PO Box 2240  
Burlington, NC 27216-2240

Methodist Medical Center of  
Knoxville Business Offices  
1420 Centerpoint Blvd,  
Knoxville, TN 37932-1960

Neighborhood Urgent Care  
P. O. Box 786  
Jacksboro, TN 37757-0786

Nelnet Lns  
Po Box 1649  
Denver, CO 80201-1649

North Amercn  
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Chattanooga, TN 37421-1082

Optima Recovery Servic  
6215 Kingston Pk Ste A  
Knoxville, TN 37919-4044

PORTFOLIO RECOVERY ASSOCIATES  
PO BOX 41067  
NORFOLK, VA 23541-1067

Radiology Imaging Associates  
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Chattanooga, TN 37404-3911

Regional Finance - Knoxville  
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Knoxville, TN 37918-5738

Trans Union  
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Vascular Diagnostic Center of  
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Oak Ridge, TN 37830-6940

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Knoxville, TN 37950-0250

Wfds-Wells Fargo Dealer  
Po Box 1697  
Winterville, NC 28590-1697

World Finance Corporat  
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Greenville, SC 29607-2532

methodist medical center of  
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